

§ 347.6

32 CFR Ch. I (7–1–03 Edition)

(16) Serve as the Executive Secretary of the ACDE in accordance with 20 U.S.C. 2701 et seq.

(17) Perform other functions as may be assigned by the ASD(FM&P).

(b) The Assistant Secretary of Defense (Force Management and Personnel) shall:

(1) Recommend policies and resources for the administration of the DoDDS to the Secretary of Defense.

(2) Exercise direction, authority, and control over the Director, DoDDS, through the Director of Education, in accordance with 32 CFR part 346.

(c) The Advisory Council on Dependents' Education shall meet periodically to:

(1) Recommend to the Director, DoDDS, general policies for operation of the defense dependents' education system with respect to curriculum selection, administration, and operation of the system.

(2) Facilitate the exchange of information between the Director, DoDDS, and other Federal Agencies regarding educational practices and programs that are relevant to the DoDDS.

(3) Perform such other tasks as may be assigned by the ASD(FM&P).

(d) The Dependents Education Council shall meet periodically to:

(1) Consider questions of policy relating to the DoDDS.

(2) Facilitate exchange of information between the DoDDS and the Military Services.

(3) Provide advice to the ASD(FM&P) on matters pertaining to the DoDDS.

(e) The Overseas Dependents' Schools National Advisory Panel on the Education of Disabled Dependents shall meet periodically to:

(1) Recommend to the Director, DoDDS, general policies for operation of the defense dependents' education system with respect to education of individuals with disabilities.

(2) Facilitate the exchange of information between the Director, DoDDS, and officials of other Federal Agencies regarding practices and programs that are relevant to education of individuals with disabilities.

(3) Perform such other tasks as may be assigned by the ASD(FM&P).

(f) The Comptroller of the Department of Defense shall provide technical

advice and assistance to the Director, DoDDS, on budget and financial management activities of the DoDDS.

(g) The General Counsel of the Department of Defense shall provide legal advice on the implementation of this part.

(h) The Secretaries of the Military Departments, upon request, shall provide such facilities, logistics, and administrative support as are required for the effective operation of DoDDS activities and the operation of the DEC and other educational advisory committees and councils, including travel and per diem expenses of participant members. Reimbursements for goods and services shall be made in accordance with DoD Instruction 4000.19⁷ and DoD Directive 1400.16⁸. However, reimbursement shall not be required for expendable medical supplies and support provided to the DoDDS, which will be furnished and funded by the supporting activity.

§ 347.6 Relationships.

(a) In the performance of assigned duties, the Director, DoDDS, shall:

(1) Exchange information and advice and coordinate actions with DoD Components having collateral or related functions.

(2) Use established facilities and services in the Department of Defense and other Government Agencies, whenever practicable, to achieve maximum efficiency and economy of operations.

(3) Consult and coordinate with other governmental and nongovernmental agencies on matters related to the mission of the DoDDS.

(b) All DoD Components shall coordinate with the Director, DoDDS, as appropriate, on matters affecting the mission and operation of the DoDDS.

§ 347.7 Authorities.

The Director, DoDDS, is specifically delegated authority to:

(a) Execute the responsibilities and functions described in § 347.5.

(b) Obtain reports, information, advice, and assistance, consistent with

⁷ See footnote 1 to § 347.1(c).

⁸ See footnote 1 to § 347.1(c).

the policies and criteria of DoD Directive 7750.5,⁹ as deemed necessary.

(c) Communicate directly with appropriate representatives of the DoD Components and other governmental and nongovernmental agencies on matters related to the DoDDS.

(d) Exercise the operational and administrative authorities in appendix A to this part when delegated by the ASD(FM&P).

§ 347.8 Administration.

(a) The Director, DoDDS, shall be a civilian selected by the ASD(FM&P).

(b) The DoDDS shall be authorized such personnel, facilities, funds, and other resources as the Secretary of Defense deems necessary.

APPENDIX A TO PART 347—DELEGATIONS OF AUTHORITY

Pursuant to the authority vested in the Secretary of Defense, and subject to the direction, authority, and control of the Secretary of Defense, and in accordance with DoD policies, Directives, and Instructions, the Assistant Secretary of Defense (Force Management and Personnel) ASD(FM&P)), or in the absence of the ASD(FM&P), the person acting for the ASD(FM&P), is hereby delegated authority as required in the administration and operation of the DoDDS to:

1. Exercise the powers vested in the Secretary of Defense by 5 U.S.C. 301, 302, and 3101 on the employment, direction, and general administration of DoDDS civilian personnel.

2. Fix rates of pay for wage-rate employees exempted from the Classification Act of 1949 by 5 U.S.C. 5102 on the basis of rates established under the Coordinated Federal Wage System. In fixing such rates, the ASD(FM&P) shall follow the wage schedule established by the DoD Wage Fixing Authority.

3. Establish advisory committees and employ temporary or intermittent experts or consultants, as approved by the Secretary of Defense, for the performance of DoDDS functions consistent with 10 U.S.C. 173, 5 U.S.C. 3109(b), DoD Directive 5105.4, and the agreement between the Department of Defense and the Office of Personnel Management (OPM) on employment of experts and consultants, June 21, 1977.

4. Administer oaths of office incident to entrance into the Executive Branch of the Federal Government or any other oath required by law in connection with employment therein, in accordance with 5 U.S.C.

2903, and designate in writing, as may be necessary, officers and employees of the DoDDS to perform this function.

5. Establish a DoDDS Incentive Awards Board and authorize cash awards to, and incur necessary expenses for, the honorary recognition of civilian employees of the Government whose suggestions, inventions, superior accomplishments, or other personal efforts, including special acts or services, benefit or affect the DoDDS or its subordinate activities, in accordance with 5 U.S.C. 4503, applicable OPM regulations, and DoD Directive 5120.15.¹

6. In accordance with 5 U.S.C. 7532; E.O. 10450, 18 FR 2489, 3 CFR, 1949-1953 Comp., p. 936; E.O. 12333, 46 FR 59941, 3 CFR, 1981 Comp., p. 200; E.O. 12356, 47 FR 14874 and 15557, 3 CFR, 1982 Comp., p. 166; and DoD Directive 5200.2,¹ "DoD Personnel Security Program," as appropriate:

a. Designate any position in the DoDDS as a "sensitive" position.

b. Authorize, in case of an emergency, the appointment of a person to a sensitive position in the DoDDS for a limited period of time and for whom a full field investigation or other appropriate investigation, including the National Agency Check, has not been completed.

c. Authorize the suspension, but not terminate the services, of a DoDDS employee in the interest of national security.

7. Authorize and approve:

a. Travel for DoDDS civilian employees in accordance with Volume II, Joint Travel Regulations.

b. Invitational travel to non-DoD personnel whose consultative, advisory, or other highly specialized technical services are required in a capacity that is directly related to, or in connection with, DoDDS activities, in accordance with Volume II, Joint Travel Regulations.

c. Overtime work for DoDDS civilian employees in accordance with chapter 55, subchapter V, of 5 U.S.C. and applicable OPM regulations.

8. Develop, establish, and maintain an active and continuing Records Management Program pursuant to 44 U.S.C. 3102 and DoD Directive 5015.2.²

9. Authorize the publication of advertisements, notices, or proposals in newspapers, magazines, or other public periodicals as required for the effective administration and operation of the DoDDS, consistent with 44 U.S.C. 3702.

10. Establish and maintain, for the functions assigned, an appropriate publications system for the promulgation of common supply and service regulations, instructions, and reference documents, and changes thereto,

¹See footnote 1 to § 347.1(c).

²See footnote 1 to § 347.1(c).

⁹See footnote 1 to § 347.1(c).